

Bills have carefully examined and compared

Senate bill No. 13, A bill to be entitled "An Act to amend Title 48, Chapter 19, Article 2900 of the Revised Civil Statutes of Texas of 1911, relating to scholastic age; and to amend Title 48, Chapter 13, Article 2774, and Article 2775, of the Revised Civil Statutes of Texas of 1911, relating to the manner of taking scholastic census, and the duty of the census trustee, and declaring an emergency,"

And find the same correctly engrossed.
BRELSFORD, Chairman.

Committee Room,
Austin, Texas, Feb. 8, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 88, A bill to be entitled "An Act to amend Article 7435 of the Revised Civil Statutes of 1911,"

And find same correctly engrossed.
BRELSFORD, Chairman.

PETITIONS AND MEMORIALS.

By Lieutenant Governor Will H. Mayes:

The following telegram:

Hon. Will H. Mayes, Speaker of the Senate, Austin, Texas.

The Texas Federation of Women's Clubs accepts through its legislative committee the substitute bill, No. 35, and Married Women's Property rights bill, which received the majority Senate vote, and respectfully ask that said bill be unanimously passed.

MRS. ELI HERTZBERG.

By Senators Paulus and Johnson:

Petitions numerously signed protesting against enactment of legislation assessing high license against rural wagon sellers of medicines, stock foods, etc.

By Senator Lattimore:

Petition numerously signed by members of Tarrant County Medical Society protesting against passage of a measure known as the Optometry Bill.

By Senator Lattimore:

Letter dated at Galveston, Texas, signed by E. R. Cheeseborough, secretary and treasurer the Leon and H. Blum Land Co., setting forth certain conditions existing in Galveston in reference to the violation of liquor laws and endorsing Senate bill No. 221.

TWENTY-FIRST DAY.

Senate Chamber,

Austin, Texas,

Monday, February 10, 1913.

The Senate met pursuant to adjournment, and was called to order by Lieutenant Governor Will H. Mayes.

Roll call, a quorum being present, the following Senators answering to their names:

Astin.	Morrow.
Bailey.	Murray.
Collins.	Nugent.
Conner.	Paulus.
Cowell.	Real.
Darwin.	Taylor.
Gibson.	Terrell.
Greer.	Townsend.
Hudspeth.	Vaughan.
Johnson.	Warren.
Kauffman.	Watson.
Lattimore.	Weinert.
McGregor.	Westbrook.
McNealus.	Wiley.

Absent.

Brelsford. Willacy.

Absent—Excused.

Carter.

Prayer by the Chaplain, Rev. H. M. Sears.

Pending the reading of the Journal of Saturday, on motion of Senator Weinert, the same was dispensed with.

EXCUSED.

On account of important business:

Senator McNealus, for last Saturday, on motion of Senator Westbrook.

Senator Carter, indefinitely, on motion of Senator Lattimore.

INVITATION TO DEMONSTRATION AT UNIVERSITY.

The School of Domestic Economy of the University of Texas extends a cordial invitation to the Senators of the Thirty-third Senate and their families to attend an open session and reception of the school on the evening of February 10 at 8:00 p. m. The Governor and Lieutenant Governor of the State of Texas, President Mezes of the University, Mrs. Percy V. Pennybacker, President of the General Federation of Women's Clubs, and others will speak on questions of vital interest related to the home.

On motion of Senator Lattimore the above invitation was accepted.

FIRST HOUSE MESSAGE.

Hall of the House of Representatives,
Austin, Texas, February 10, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bills:

House bill No. 98, A bill to be entitled "An Act to authorize and empower Fannin county, or any political subdivision of said county, by an affirmative vote of two-thirds of the resident property taxpayers, qualified voters of such county or political subdivision thereof, voting thereon to issue bonds to any amount not exceeding one-fourth of the assessed valuation of the real property of such county, or of such political subdivision, and to levy and collect taxes, to pay the interest on such bonds and to provide a sinking fund for the redemption thereof, for the purpose of constructing, maintaining and operating macadamized, ballasted, gravelled or paved roads and turnpikes, and, prescribing ways and means of conducting and supervising said work, and declaring an emergency."

House bill No. 188, A bill to be entitled "An Act to amend Section 1 and 10 of Chapter 49 of the Acts of the Twenty-seventh Legislature, creating a more efficient road system for Fayette, Uvalde and Frio counties, as amended by the Thirtieth Legislature, Chapter 88, so as to apply to McMullen county, and to provide for the increase of the payment of the road commissioners in the counties of Fayette, Uvalde, Frio and McMullen, to three dollars per day, for services actually performed in any one year."

House bill No. 186, A bill to be entitled "An Act to diminish the civil and criminal jurisdiction of the county court of Shelby county, to conform the jurisdiction of the district court thereto, and to repeal all laws in conflict herewith."

House bill No. 296, A bill to be entitled "An Act to create a more efficient road law for Cherokee county, Texas, making the members of the commissioners court road commissioners for their respective precincts; defining their powers and duties and fixing their compensation as such road commissioners, and requiring that they give bond; providing for the adoption of a road system for working and repairing the public roads and bridges, and authorizing the employment

of a civil engineer or other competent person in each commissioner's precinct in laying out and constructing public roads and bridges; providing that work on public roads and bridges may be let out by contract, authorizing the employment of county convicts on the public roads, and providing rules and regulations therefor; defining the powers and duties of road overseers and providing for the use of tools, teams, etc.; defining the duties of road hands, fixing the time they shall work, and providing for the payment of money in lieu of road work; providing for additional compensation for county judge and county commissioners; providing that no part of the road and bridge fund or of any special tax levied for road and bridge purposes shall be used for any other purpose; making this act cumulative of the general road laws, repealing all special road laws for Cherokee county heretofore enacted, and declaring an emergency."

House bill No. 303, A bill to be entitled "An Act to confer upon the county court of Castro county the civil and criminal jurisdiction belonging to said court under the Constitution and General Statutes of Texas; to define the jurisdiction of said court; to conform the jurisdiction of the district court of said county to said change; to fix the time of holding court, and to repeal all laws in conflict with this act, and declaring an emergency."

House bill No. 332, A bill to be entitled "An Act incorporating the Clifton Independent School District in Bosque county, Texas, for free school purposes only, defining its boundaries and providing for a board of trustees; divesting the city of Clifton, its mayor, city council and board of trustees of the public free schools within said city of the control of its public free school, and of the title to school property therein, and vesting the same in the said Clifton Independent School District and its board of trustees, and prescribing the rights, powers, privileges and duties of said Clifton Independent School District and its board of trustees, and declaring an emergency."

House bill No. 362, A bill to be entitled "An Act to create a more efficient road system for Gonzales county, Texas, and making the county commissioners ex-officio road commissioners, fixing their salaries and prescribing their duties, and declaring an emergency."

House bill No. 361, A bill to be entitled "An Act creating Rising Star Independent School District in Eastland county, Texas, and also containing territory in

Brown county, Texas, providing for a board of trustees in said independent school district and conferring upon said district and its board of trustees all of the rights, powers, privileges and duties now conferred and imposed by the general laws of this State upon independent school districts and the board of trustees thereof: providing that the taxes assessed for the old Rising Star Independent School District for the year 1913, shall be collected and paid to the treasurer of said Rising Star Independent School District hereby established, and declaring an emergency."

House bill No. 451, A bill to be entitled "An Act creating a complete road law for Hamilton county, Texas, including all matters germane or appertaining thereto: also repealing all laws or parts of laws, both general and special, in conflict, and declaring an emergency."

House bill No. 350, A bill to be entitled "An Act to amend Section 4 of Chapter 110 of the General Laws of the State of Texas, passed by the Thirty-second Legislature at its Regular Session, said Chapter 110 entitled 'An Act to prohibit the taking, catching, killing or destroying any fish in the fresh water streams, lakes, bayous, ponds or pools within this State by means of dynamite, giant powder or other explosives, or by means of poisoning, liming, muddying, draining or by the use of traps, nets, seines, except minnow seines for catching bait, or by any other means except the ordinary hook and line and trot line; prescribing penalties for its violation, exempting certain counties from the provisions of Section 3 of this act, repealing Section 75 of the General Laws of the Regular Session of the Thirtieth Legislature, and Chapter 49 of the General Laws of the Thirty-first Legislature, and all other laws in conflict with the same, and declaring an emergency,' by taking Fayette county and Travis county out of the exemption included in said Section 4, and declaring an emergency."

House bill No. 395, A bill to be entitled "An Act creating and establishing the Angleton Independent School District, in Brazoria county, Texas, and defining its boundaries, providing for its management and control under the general laws relating to independent school districts, and declaring an emergency."

House bill No. 374, A bill to be entitled "An Act to render more effective and efficient the present road law of the State of Texas, in its application and operation in the county of Childress; providing that county commissioners

shall be created road commissioners of their respective commissioners' precincts of said county, fixing compensation, and declaring an emergency."

House bill No. 410, A bill to be entitled "An Act to amend Section 7 of Chapter 32 of the Laws of the Regular Session of the Twenty-seventh Legislature, as amended by an act of the Thirty-second Legislature, approved March 23, 1911, being an act entitled 'An Act to create a more efficient road system for Clay county, Texas, and making the county commissioners of said county ex-officio road commissioners; prescribing their duties as such; providing for their compensation as such commissioners; providing for the appointment of deputy road commissioners, and defining their duties; for the working of county convicts, partly on farm and partly on public roads or other public works of the county; for compensation of said convicts; offering suitable rewards for recapture of convicts, charging cost of same against said convicts, in discretion of said court; providing mode of punishment for insubordination of said convicts; providing for the condemnation of land needed for road purposes; providing for taking timber, gravel, earth, stone or other material for the improvement of the roads; providing for annual reports of road commissioners and their deputies; for contracting out work when deemed necessary; providing penalty for violation of this act; repealing all laws in conflict herewith.'"

Respectfully,

W. R. LONG,

Chief Clerk House of Representatives.

HOUSE BILLS READ FIRST TIME AND REFERRED.

The Chair, Lieutenant Governor Mayes, had referred, after their captions had been read, the following House bills:

House bill No. 98, referred to Committee on Roads, Bridges and Ferries.

House bill No. 188, referred to Committee on Roads, Bridges and Ferries.

House bill No. 186, referred to Committee on Judicial Districts.

House bill No. 296, referred to Committee on Roads, Bridges and Ferries.

House bill No. 303, referred to Committee on Judicial Districts.

House bill No. 332, referred to Committee on Educational Affairs.

House bill No. 362, referred to Committee on Roads, Bridges and Ferries.

House bill No. 361, referred to Committee on Educational Affairs.

House bill No. 350, referred to Committee on Judiciary No. 2.

House bill No. 395, referred to Committee on Educational Affairs.

House bill No. 374, referred to Committee on Roads, Bridges and Ferries.

House bill No. 410, referred to Committee on Roads, Bridges and Ferries.

House bill No. 451, referred to Committee on Roads, Bridges and Ferries.

SIMPLE RESOLUTION.

By Senator Weinert:

Resolved, That Senators Hudspeth, Greer and Paulus be added to the committees assigned to visit the Agricultural and Mechanical College and the State Penitentiaries.

The resolution was read and adopted.

BILLS AND RESOLUTIONS.

By Senator Westbrook:

Senate bill No. 280, A bill to be entitled "An Act providing for the referendum to qualified voters of the various cities, towns, and territory contiguous thereto, of this State, whereby the members of any political party residing therein may express their choice for a candidate to be recommended to the President of the United States, and to Congressmen and United States Senators, for appointment as postmasters of said city, town or village, or territory served by a postoffice; prescribing the terms upon which such election may be held, making this act cumulative of other election laws, and prescribing that all other election laws of this State not in conflict applicable hereto, and declaring an emergency."

Read first time and referred to Committee on Federal Relations.

By Senator Johnson:

Senate bill No. 281, A bill to be entitled "An Act establishing a quarantine line across the State of Texas identical with that now prescribed by law for the prevention of Texas fever in cattle, for the prevent of the spread of contagious diseases in hogs, except under specified conditions, prohibiting shipment into that portion of the State of Texas lying north and west of such line, providing that the Live Stock Sanitary Commission of Texas, shall prescribe rules governing such shipment, providing the penalty, and declaring an emergency."

Read first time and referred to Committee on Stock and Stock Raising.

By Senators McGregor, Willacy, Hudspeth, Vaughan and Collins:

Senate bill No. 282, A bill to be entitled "An Act creating the State Bureau of Child and Animal Protection, providing for the appointment of members thereof, and authorizing said bureau to investigate and secure the enforcement of the laws for the protection of children and dumb animals; providing for the appointment of agents and of distributing of annual and biennial reports."

Read first time and referred to Judiciary Committee No. 1.

By Senator Bailey:

Senate bill No. 283, A bill to be entitled "An Act to amend Sections 1 and 2, Chapter 128 of the General Laws of the Twenty-sixth Legislature, same being an act providing the mode by which horses, mules, jacks, jennets and cattle may be prevented from running at large in certain counties, and repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

Read first time and referred to Committee on Counties and County Boundaries.

By Senator Bailey:

Senate bill No. 284, A bill to be entitled "An Act to require all shippers of 'bolly' or 'threshed' cotton to mark on same the word 'bolly' with indelible ink and to require all railroad companies to take cognizance of such marks; to issue bills of lading accordingly, and providing penalties for failure to comply with the provisions of this act."

Read first time and referred to Committee on Commerce and Manufactures.

By Senator Bailey (by request):

Senate bill No. 285, A bill to be entitled "An Act to provide a penalty for persons secreting or destroying dead bodies of persons who have suffered death from violence or unnatural causes."

Read first time and referred to Committee on Public Health.

By Senator Bailey (by request):

Senate bill No. 286, A bill to be entitled "An Act making it a misdemeanor, punishable by fine, for any person in this State, pursuing the business or occupation of a peddler, hawk or itinerant vender of goods, wares and merchandise, to wilfully refuse to leave the premises owned or leased by another, after being notified by the person, or agent of the

persons, owning or in possession of such premises, to leave such premises."

Read first time and referred to Judiciary Committee No. 2.

By Senator McNealus:

Senate bill No. 287, A bill to be entitled "An Act to prevent and punish discrimination in wholesale rates by wholesalers within the State of Texas against any person, firm or corporation within the State of Texas, and providing a penalty therefor."

Read first time and referred to Committee on Commerce and Manufactures.

By Senator McNealus (by request):

Senate bill No. 288, A bill to be entitled "An Act to regulate the practice of veterinary medicine, surgery and dentistry; prescribing their powers, duties and qualifications, and prescribing the terms and conditions under which applicants to practice veterinary medicine, surgery and dentistry may take said examinations, said board to be known as the State Board of Veterinary Medical Examiners; and prescribing penalties for the violation of this act, and repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

Read first time and referred to Committee on Stock and Stock Raising.

By Senator Lattimore:

Senate bill No. 289, A bill to be entitled "An Act to provide for the payment of ex-officio salaries to district clerks in certain cases, repealing conflicting laws, and declaring an emergency."

Read first time and referred to Judiciary Committee No. 1.

By Senator Townsend:

Senate bill No. 290, A bill to be entitled "An Act to amend Article 6177, Title 104, Chapter 1 of the Revised Civil Statutes of the State of Texas, adopted at the Regular Session of the Thirty-second Legislature, fixing the salary of Prison Commissioners and providing for the payment of their reasonable and necessary traveling expenses and providing that the members of said Prison Board may reside either at Rusk or Huntsville penitentiary or at such other place as may be designated by a majority of said Prison Commissioners, and declaring an emergency."

Read first time and referred to Committee on State Penitentiaries.

(By unanimous consent, after the conclusion of the morning call.)

By Senator Hudspeth:

Senate bill No. 291, A bill to be entitled "An Act for the protection of the wild game, wild fowl and wild birds of this State; providing that sheriffs and deputy sheriffs shall be ex-officio game wardens; providing a penalty for the violation of this act, and declaring an emergency."

Read first time and referred to Judiciary Committee No. 2.

By Senator Hudspeth:

Senate bill No. 292, A bill to be entitled "An Act to prevent the taking and using of bicycles, automobiles and other motor vehicles, and the theft of same or any part thereof, or the disfiguring, damaging or in any way impairing any bicycle or other motor vehicle, and to prevent any person from knowingly purchasing any stolen bicycle or other motor vehicle, and declaring an emergency."

Read first time and referred to Judiciary Committee No. 2.

By Senator Townsend:

Senate bill No. 293, A bill to be entitled "An act to amend Article 6201, Title 104, Chapter 2 of the Revised Civil Statutes of the State of Texas adopted at the Regular Session of the Thirty-second Legislature, providing that it shall be the duty of the Prison Commission to make suitable provision and regulation for the safe and speedy transportation of prisoners from counties where sentenced to the penitentiaries, either at Rusk or at Huntsville, as said Commission may elect, by the sheriff of such respective counties, if such sheriffs are willing to perform such service as cheaply as said Commission can have it done otherwise. Said transportation shall be on State account; and in no instance shall the prisoners be carried direct from the county jails to the said farms, but shall first be carried to either penitentiaries at Rusk or at Huntsville, where the character of labor which each prisoner may reasonably perform shall be determined. Upon the arrival of each prisoner at the penitentiaries at Rusk or at Huntsville, the Prison Commission shall cause a statement to be made by the prisoner, giving a brief history of his life, and showing where he has resided, the names and postoffice addresses of his immediate relatives, and such other facts as will tend to show his past habits and character; and the Prison Commission shall, by correspondence or otherwise verify or dispossess such statements if practical and shall preserve the record and information so obtained for future reference."

Read first time and referred to Committee on State Penitentiaries.

SIMPLE RESOLUTION.

By Senator Lattimore:

Resolution to suspend forfeiture of lands until questions of law and facts can be determined.

Whereas, There is a contention between the Commissioner of the General Land Office and the purchaser of the hereinafter described land as to the questions of both law and the facts as to the sufficiency of settlement and occupancy of Sections 1, 2, 11 and 12, in block 32, of the public school lands in Crane county; and

Whereas, Said lands are listed to be again sold to the highest bidder on February 22, 1913, which would work a great injustice to the present purchaser and owner of said lands, who has spent about \$2,000 in payments on principal and interest and improvements on said lands; and

Whereas, There is pending before the Senate a validating bill, validating such cases; therefore be it

Resolved, That the Senate request the Land Commissioner to suspend forfeiture of said lands pending the passage of such bill, and that no further action be taken until such act be passed or defeated.

The resolution was read and referred to Committee on Public Lands and Land Office.

SIMPLE RESOLUTION.

By Senator Taylor:

Whereas, The present supply of Senate Journals is inadequate to supply the daily demand; and

Whereas, Many people vitally interested in pending legislation, but who are not financially able to subscribe for a daily newspaper, desire to keep informed as to our proceedings; therefore be it

Resolved, That the number of Senate Journal be increased from 600 to 800 daily.

The resolution was read and referred to Committee on Contingent Expenses.

SIMPLE RESOLUTION.

By Senator Townsend:

Be it resolved by the Senate, That the Committee heretofore appointed by this

body to investigate the penitentiary be and they are hereby requested to also investigate the State railroad, its present condition and needs, when inspecting said penitentiaries.

The resolution was read and adopted.

SIMPLE RESOLUTION.

By Senator Darwin:

Resolved, that the Senator from Bowie and the Senator from Lee be added to the Congressional Redistricting Committee.

The resolution was read and adopted.

SENATE BILL NO. 5, HOUSE AMENDMENT CONCURRED IN.

Senator Weinert called up as a privileged matter,

Senate bill No. 5, the suspended sentence bill, and

Moved that the Senate concur in the following House amendment:

Amend the bill by striking out the following words in Section 1, "or any offense consisting of the violation of any law prohibiting or regulating the sale of intoxicating liquors of any kind."

The motion to concur prevailed by the following vote:

Yeas—25.

Astin.	Morrow.
Bailey.	Murray.
Collins.	Nugent.
Conner.	Paulus.
Cowell.	Real.
Darwin.	Taylor.
Gibson.	Vaughan.
Greer.	Warren.
Hudspeth.	Watson.
Johnson.	Weinert.
Kauffman.	Westbrook.
McGregor.	Wiley.
McNealus.	

Nays—2.

Lattimore.	Townsend.
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Present—Not Voting.

Terrell.

Absent.

Brelsford.

Willacy.

Absent—Excused.

Carter.

Senator Weinert moved to reconsider the vote by which the amendment was

concurred in and lay that motion on the table.

The motion to table prevailed.

SIMPLE RESOLUTION.

By Senator Terrell:

Resolved, That Senator Bailey of Harris county, be added to the Committee on Congressional Districts.

The resolution was read and adopted.

EXECUTIVE MESSAGE.

Governor's Office.

Austin, Texas, February 8, 1913.

To the Texas State Senate.

I respectfully ask the advice and consent of the Senate to the following appointments:

To be Private Secretary to the Governor—Hon. J. T. Bowman of Travis county.

To be Secretary of State—Hon. John L. Wortham of Harris county.

To be Commissioner of Insurance and Banking—Hon. B. L. Gill, of Kaufman county.

To be State Tax Commissioner—Hon. A. L. Love of Floyd county.

To be Assistant Attorney General—Hon. C. E. Lane of Fayette county.

To be Adjutant General—General Henry Hutchings of Travis county.

To be State Revenue Agent—Hon. E. B. House of San Saba county.

To be State Health Officer—Dr. Ralph Steiner of Travis county.

To be State Purchasing Agent—Hon. J. R. Elliott of Grayson county.

To be Game, Fish and Oyster Commissioner—Hon. W. G. Sterrett of Dallas county.

To be Superintendent of Public Buildings and Grounds—Hon. A. B. Conley of Wise county.

To be members of the Board of Pardon Advisors—Hon. O. C. Kirven of Freestone county, Hon. Louis Von Hagen of Gillespie county.

To be Commissioner of Labor Statistics—Hon. J. A. Starling of Tarrant county.

To be Dairy and Pure Food Commissioner—Dr. J. S. Abbott of McLennan county.

To be State Pension Commissioner—Hon. R. A. Buford of Rusk county.

To be State Inspector of Masonry—Hon. J. B. Nitschke of Travis county.

To be members of the State Fire Rating Board—Hon. R. L. Pollard of Travis

county, Hon. S. W. English of Cooke county.

To be Assistant District Attorney of Bexar county—Hon. Nelson Lytle of Bexar county.

To be members of the San Jacinto Park Commission—Hon. Joe S. Rice, Hon. J. K. P. Gillespie, Mrs. Rosine Ryan, all of Harris county.

To be members of the Board of Regents for the Normal Schools—Hon. W. J. Crawford of Jefferson county, Hon. A. C. Goeth of Travis county, Hon. W. H. Fuqua of Potter county, Hon. Peter Radford of Parker county.

To be members of the Board of Managers for the North Texas Hospital for the Insane—Hon. Geo. E. Kelley, Hon. Jeff C. Lyon, Hon. Jas. S. Grinnan, Hon. C. C. Bennett, Hon. R. G. Goodman, all of Kaufman county.

To be members of the Board of Managers for the Confederate Home—Hon. W. C. Walsh, Hon. W. R. Davis of Travis county, Hon. Wm. Owens of Bastrop county, Hon. Houston Haynie of Kaufman county, Hon. R. O. Harris of San Saba county.

To be members of the Board of Managers for the Epileptic Colony—Hon. John Boyer, Hon. T. J. Toombs, Hon. Ed. V. Muir, Hon. E. E. Hall of Taylor county, Hon. B. L. Russell of Callahan county.

To be members of the Board of Managers for the State Orphans' Home—Hon. John H. Rice, Hon. Aaron Ferguson, Hon. R. J. Saunders, Hon. Wm. Conner, Hon. W. B. Parker, all of Navarro county.

To be members of the Board of Managers for the Deaf, Dumb and Blind Institute for Colored Youths—Hon. W. B. Anthony, Hon. A. L. Hughes, Rev. Joshua Phipps, Hon. W. D. Miller, Hon. Ed Schutze, all of Travis county.

To be members of the Board of Pharmacy—S. J. Bass, of Kaufman county; J. A. Weeks, of Runnels county; H. V. Schumann, of Comal county; H. C. Jackson, of Travis county; J. R. Crittendon, of Freestone county.

To be members of the State Library and Historical Commission—Mrs. Joseph D. Sayers, of Travis county; Mrs. Joseph B. Dibrell, of Guadalupe county; Hon. Hugh N. Fitzgerald, of Dallas county.

To be members of the Board of Managers for the Confederate Womans' Home—Hon. W. R. Hamby, Hon. Jos. W. Cloud, Hon. T. H. Davis, Miss Mary E. Johnson, of Travis county; Mrs. Cornelia Branch Stone of Galveston county.

To be members of the Board of Re-

gents for the State University—Hon. Clarence Owsley, of Tarrant county; Hon. Geo. W. Littlefield, of Travis county; Hon. Wm. H. Burgess, of El Paso county; Hon. Alex. Sanger, of Dallas county; Hon. W. H. Stark, of Orange county; Hon. F. W. Cook, of Bexar county; Hon. Joseph D. Sayers, of Travis county.

To be members of the Board of Regents for the College of Industrial Arts for Women—Hon. James H. Lowry, of Fannin county; Hon. J. C. Coit of Denton county; Hon. Sam P. Harbin, of Dallas county; Hon. W. D. Adams, of Kaufman county; Mrs. Flora B. Cameron, of McLennan county; Mrs. Sallie B. Capps, of Tarrant county; Miss E. Breckenridge, of Bexar county.

To be members of the Board of Managers for the State Institute for the Blind—Hon. O. D. Parker, Hon. F. G. Reynolds, Hon. E. J. Byrne, Hon. C. D. Johns, Hon. M. T. Fowler, all of Travis county.

To be members of the Board of Trustees for the Deaf and Dumb Institute—Hon. Joe Koen, Hon. S. F. Nolen, Hon. Morritz Silver, Hon. A. J. Byas, of Travis county; Hon. T. D. Vaughn, of Burnet county.

To be members of the Board of Managers for the State Lunatic Asylum at Austin—Hon. W. H. Folts, Hon. F. J. Rowzee, Hon. Wm. F. Wolf, Hon. I. P. Lochridge, of Travis county, Hon. J. R. Kubena, of Fayette county.

To be members of the Board of Dental Examiners—Dr. T. S. Cartright, of Grayson county; Dr. C. M. McCauley, of Taylor county; Dr. A. F. Sonntag, of McLennan county; Dr. W. F. Scherrer, of Harris county; Dr. M. J. Biscoe, of Tarrant county; Dr. W. D. McCarty, of Bexar county.

To be members of the Board of Trustees for the Southwestern Insane Asylum at San Antonio—Hon. Vories P. Brown, Hon. W. C. Rigsby, Hon. G. L. Maverick, Hon. H. G. Staacke, Hon. Gus Zalmanzig, all of Bexar county.

To be members of the State Board of Health—Dr. A. W. Fly, of Galveston county; Dr. B. M. Worsham, of El Paso county; Dr. K. H. Beall, of Tarrant county; Dr. Hugh L. McLaurin, of Dallas county; Dr. B. F. Calhoun, of Jefferson county; Dr. S. M. Lister, of Harris county.

To be members of the State Board of Nurse Examiners—Miss Maud Mueller, of Bexar county; Miss Mildred Bridges, of Tarrant county; Miss Lucy Bronson, of Bell county; Miss M. E. Chumley,

of McLennan county; Miss Clara L. Shackford, of Galveston county.

To be Pilot Commissioners for Galveston—Hon. R. Waverly Smith, Hon. Daniel McBride, Hon. T. J. Anderson, Hon. C. N. Rhode, Hon. T. L. Cross, all of Galveston county.

To be Pilot Commissioners for Houston—Hon. E. A. Peden, Hon. P. C. Foley, Hon. J. S. Bonner, Hon. W. S. Cochran, Hon. Jack O'Neal, all of Harris county.

To be Public Weighers for Galveston—Hon. E. K. Marrast, Hon. C. M. Wolston, Hon. J. E. Labusan, Hon. O. R. Hoecker, all of Galveston county.

To be Public Weighers for Houston—Hon. S. E. Boyd, Hon. David Rice, Hon. W. C. Crane, Hon. W. E. Edmundson, Hon. A. Cole, all of Harris county.

Respectfully submitted,

O. B. COLQUITT,
Governor of Texas.

EXECUTIVE SESSION—TIME SET FOR.

Senator Lattimore moved that the Senate go into executive session tomorrow morning at 11:30 o'clock for the purpose of considering the above appointments.

The motion prevailed.

SIMPLE RESOLUTION.

By Senator McNealus:

Whereas, Every Congressman and Congressman-at-Large-elect is entitled to frame himself a district that will give him a "mortal cinch" on being elected during the remainder of his natural life, therefore be it

Resolved, That the Texas delegation at Washington be requested to get together and see if they can not agree among themselves upon a redistricting bill that a majority of themselves will be satisfied with.

Senator Townsend offered the following amendment to the resolution:

Amend the resolution by adding thereto the following: "That all members of this body be requested to file with the secretary of the Committee on Congressional Districts, all letters, telegrams and other communications received by them from such congressmen relating to the framing of Congressional districts."

Senator Lattimore offered the following substitute for the amendment and the resolution:

Resolved, That the Committee on Congressional Redistricting be requested to make a report not later than Tuesday, February 11, 1913.

The substitute was read and adopted in lieu of the resolution and amendment. The resolution was referred to Committee on Congressional Districts.

SIMPLE RESOLUTION.

By Senator Weinert:

Be it Resolved, That Senator Bailey be added to the committee assigned to inspect the State Penitentiaries.

TOWNSEND,
WEINERT.

The resolution was read and adopted.

SIMPLE RESOLUTION.

By Senator Nugent:

Resolved, That Senators Astin and Warren be added to the Committee on Congressional Districts.

The resolution was read, and Senator Murray offered the following amendment:

Amend the resolution by adding all the Senators-elect.

The amendment was adopted, and the resolution, as amended, was then adopted. Morning call concluded.

SENATE BILL NO. 18.

The Chair laid before the Senate on second reading and special order

Senate bill No. 18, A bill to be entitled "An Act to create a special district court for Grayson county, to prescribe its jurisdiction, to limit its existence, to fix its terms, to conform all writs and process from said court and the other district courts in said county to such changes as are made in the jurisdiction of any of said courts by this bill, to empower the judge of said special district court and the judges of the Fifteenth and Fifty-ninth Judicial Districts in Grayson county to transfer cases from their respective court to the other of said courts, to provide for the appointment of a judge for said special district court, to fix his salary and term of office, and declaring an emergency."

The bill was read, and Senator Cowell offered the following amendment, which was read and adopted:

Amend Section 2 by adding to line 25,

page 1, after the word "civil," the words "and criminal."

Senator Cowell offered the following amendment, which was read and adopted:

Amend Section 2 by striking out all after the word "jurisdiction" in line 27, page 1.

Senator Cowell offered the following amendment, which was read and adopted:

Amend Section 3 by striking out the words, "of a civil nature" in line 1, page 2.

Senator Cowell offered the following amendment, which was read and adopted:

Amend Section 3, line 1, page 2, by striking out the word "cases" after the word "any" and substitute therefor the word "case."

Senator Lattimore offered the following amendment, which was read and adopted:

Amend the bill, page 4, line 3, by inserting after the word "county," the following: "Such cases to be transferred alternately to such dockets."

Senator Lattimore offered the following amendment, which was read and adopted:

Amend the bill, page 1, lines 26 and 27, by striking out the words "the District Courts have," after the word "Texas," in line 26, and before the word "original," in line 27, and by inserting in lieu thereof the following, "Any district court of Grayson county, Texas, has."

Senator Lattimore offered the following amendment, which was read and adopted:

Amend the bill, page 2, line 17, by striking out the words, "the district courts of the State of," after the word "which" and before the word "Texas," and inserting in lieu thereof the following, "any of the district courts of Grayson county."

Senator Lattimore offered the following amendment, which was read and adopted:

Amend the bill, page 3, line 27, by inserting the following, "and the provision of this act except those embodied in Section 10, herein."

The bill was read second time and ordered engrossed.

On motion of Senator Cowell, the constitutional rule requiring bills to be read on three several days was suspended and the bill put on its third reading and final passage by the following vote:

Yeas—23.

Astin.	Cowell.
Bailey.	Darwin.
Collins.	Gibson.
Conner.	Greer.

Hudspeth.	Real.
Johnson.	Taylor.
Lattimore.	Townsend.
McGregor.	Warren.
McNealus.	Watson.
Morrow.	Weinert.
Murray.	Westbrook.
Nugent.	

Present—Not Voting.

Vaughan.

Absent.

Brelsford.	Terrell.
Kauffman.	Wiley.
Paulus.	Willacy.

Absent—Excused.

Carter.

The bill was read third time and passed by the following vote:

Yeas—24.

Astin.	McNealus.
Bailey.	Morrow.
Collins.	Murray.
Conner.	Nugent.
Cowell.	Paulus.
Darwin.	Real.
Gibson.	Taylor.
Greer.	Terrell.
Hudspeth.	Townsend.
Johnson.	Warren.
Lattimore.	Watson.
McGregor.	Weinert.

Nays—1.

Westbrook.

Present—Not Voting.

Kauffman. Vaughan.

Absent.

Brelsford. Willacy.
Wiley.

Absent—Excused.

Carter.

Senator Cowell moved to reconsider the vote by which the bill was passed and lay that motion on the table.

The motion to table prevailed.

BILL SIGNED.

The Chair, Lieutenant Governor Mayes, gave notice of signing and did sign, in the presence of the Senate, after its caption had been read, the following bill:

Senate bill No. 112, "An Act to amend Section 8, Chapter 120, of

the General Laws of the Thirty-second Legislature of Texas, passed at the Regular Session thereof, being 'An Act to amend Article 21, Title 4, of the Revised Civil Statutes of Texas, and to amend an act passed by the Thirtieth Legislature creating the Sixth Supreme Judicial District of Texas, and to create the Seventh and Eighth Supreme Judicial Districts of Texas, and to provide for the organization of a Court of Civil Appeals within the Seventh Supreme Judicial District of Texas, and to provide for the organization of a Court of Civil Appeals within the Eighth Supreme Judicial District of Texas, and repealing all laws and parts of laws in conflict therewith and declaring an emergency,' for the purpose of placing Culberson county within the Eighth Supreme Judicial District of Texas and making said Culberson county a part of said district and to repeal all laws in conflict therewith, and declaring an emergency."

SENATE BILL NO. 275.

On motion of Senator Taylor, by unanimous consent, the special order of business, Senate bill No. 120, was suspended, and the Senate took up, out of its order, Senate bill No. 275.

The Chair laid before the Senate on second reading,

Senate bill No. 275, A bill to be entitled "An Act creating a complete land law for Hamilton county, Texas, including all matter germane, or appertaining thereto. Also repealing all laws, or parts of laws, both general and special, in conflict herewith, and declaring an emergency."

On motion of Senator Taylor, the committee report, which provided that the bill be not printed, was adopted.

The bill was read second time and ordered engrossed.

On motion of Senator Taylor, the constitutional rule requiring bills to be read on three several days was suspended and the bill put on its third reading and final passage by the following vote:

Yeas—26.

Astin.	Kauffman.
Bailey.	Lattimore.
Collins.	McGregor.
Conner.	McNealus.
Cowell.	Morrow.
Darwin.	Murray.
Gibson.	Nugent.
Greer.	Paulus.
Hudspeth.	Taylor.
Johnson.	Townsend.

Vaughan.	Weinert.
Warren.	Westbrook.
Watson.	Wiley.

Absent.

Brelsford.	Terrell.
Real.	Willacy.

Absent—Excused.

Carter.

The bill was read third time and passed by the following vote:

Yeas—27.

Astin.	Morrow.
Bailey.	Murray.
Collins.	Nugent.
Conner.	Paulus.
Cowell.	Taylor.
Darwin.	Terrell.
Gibson.	Townsend.
Greer.	Vaughan.
Hudspeth.	Warren.
Johnson.	Watson.
Kauffman.	Weinert.
Lattimore.	Westbrook.
McGregor.	Wiley.
McNealus.	

Absent.

Brelsford.	Willacy.
Real.	

Absent—Excused.

Carter.

Senator Taylor moved to reconsider the vote by which the bill was passed and lay that motion on the table.

The motion to table prevailed.

ADJOURNMENT.

Senator Watson, at 12:45 o'clock p. m., moved that the Senate adjourn until 10 o'clock tomorrow morning.

Senator Lattimore moved that the Senate recess until 3 o'clock today.

Action recurred on the longest time first and the motion to adjourn until 10 o'clock tomorrow was adopted by the following vote:

Yeas—14.

Astin.	McNealus.
Bailey.	Murray.
Conner.	Nugent.
Gibson.	Real.
Hudspeth.	Terrell.
Kauffman.	Watson.
McGregor.	Wiley.

Nays—12.

Collins.	Paulus.
Cowell.	Taylor.
Darwin.	Townsend.
Greer.	Vaughan.
Johnson.	Warren.
Lattimore.	Westbrook.

Absent.

Brelsford.	Weinert.
Morrow.	Willacy.

Absent—Excused.

Carter.

APPENDIX.

COMMITTEE REPORTS.

Committee Room,

Austin, Texas, February 10, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Enrolled Bills have carefully examined and compared

Senate bill No. 112, A bill to be entitled "An Act to amend Section 8, Chapter 120 of the General Laws of the Thirty-second Legislature of Texas, passed at the regular session thereof, being 'An Act to amend Article 21, Title 4, of the Revised Civil Statutes of Texas; and to amend an act passed by the Thirtieth Legislature, creating the Sixth Supreme Judicial District of Texas, and to create the Seventh and Eighth Supreme Judicial Districts of Texas, and to provide for the organization of a Court of Civil Appeals within the Seventh Supreme Judicial Districts of Texas, and to provide for the organization of a Court of Civil Appeals within the Eighth Supreme Judicial District of Texas, and repealing all laws and parts of laws in conflict therewith, and declaring an emergency,' for the purpose of placing Culberson county within the Eighth Supreme Judicial District of Texas, and making said Culberson county a part of said district, and to repeal all laws in conflict therewith, and declaring an emergency."

Have carefully compared same, and find it correctly enrolled, and have this day, at 11 o'clock, presented same to the Governor for his approval.

GIBSON, Chairman.

Committee Room,

Austin, Texas, February 10, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: We, a majority of your Commit-

tee on Constitutional Amendments, to whom was referred

Senate Joint Resolution No. 5. A joint resolution providing for submitting to the qualified voters of Texas the calling of a convention to frame a new Constitution for the State of Texas, and providing for calling such convention and election of delegates thereto,

Have had the same under consideration, and I am instructed to report same back to the Senate with the recommendation that it do not pass.

VAUGHAN, Chairman.

Committee Room,
Austin, Texas, February 10, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: A minority of your Committee on Constitutional Amendments, to whom was referred

Senate Joint Resolution No. 5, A joint resolution providing for submitting to the qualified voters of Texas the calling of a convention to frame a new Constitution of the State of Texas, and providing for calling such convention and election of delegates thereto,

Have had the same under consideration and I am instructed to report same back to the Senate with the recommendation that it do pass.

VAUGHAN, Chairman.

Committee Room,
Austin, Texas, February 10, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Constitutional Amendments, to whom was referred

Senate Joint Resolution No. 19, To amend Article 111 of the Constitution of the State of Texas, by adding thereto Section 51a, providing that aid may be granted to indigent survivors and their widows of the seventeen heroes who defended and rescued the State treasury from a band of robbers,

Have had the same under consideration, and I am instructed to report same back to the Senate with the recommendation that it do pass.

VAUGHAN, Chairman.

Committee Room,
Austin, Texas, February 10, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Constitu-

tional Amendments, to whom was referred

Senate Joint Resolution No. 13, To amend the Constitution of Texas so as to provide for allowing a public officer to be recalled by the electors qualified to vote for his election,

Have had the same under consideration, and I am instructed to report same back to the Senate with the recommendation that it do pass with the following amendment:

Add the words "under oath" after the word "State" in the last sentence of the proposed amendment, so as to make the same read as follows: "Persons who voted against the officer whose recall is petitioned shall be qualified to sign recall petitions, but before an election is ordered to determine whether or not an officer shall be recalled, petitioners numbering at least eight per cent of those who voted for such officer at the last preceding election shall state, under oath, in their petition for the recall that they voted for the election of such officer, and for his nomination, if such officer was nominated prior to his election."

VAUGHAN, Chairman.

Committee Room,
Austin, Texas, February 10, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Constitutional Amendments, to whom was referred

Senate Joint Resolution No. 17, A Joint resolution proposing amendments to Article 7 of the State Constitution so as to provide for a more efficient system of public education, and making an appropriation to pay for advertising the Governor's proclamation submitting the same to a vote of the people, and to meet other necessary expenses required by this joint resolution,

Have had the same under consideration and I am instructed to report same back to the Senate with the recommendation that it do pass.

VAUGHAN, Chairman.

Committee Room,
Austin, Texas, February 10, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: A majority of your Judiciary Committee No. 1, to whom was referred Senate bill No. 215, A bill to be entitled "An Act to fix and define the limitation of time wherein suits for taxes may be brought and to declare that taxes for the recovery of which suit is not brought

within such time shall be conclusively presumed to have been paid and to forbid any action therefor, and to repeal all laws and parts of laws in conflict herewith,"

Have had the same under consideration, and we, a majority of your committee beg leave to report same back to the Senate with the recommendation that it do pass.

CARTER, Acting Chairman.

Committee Room,
Austin, Texas, February 10, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: A minority of your Judiciary Committee No. 1, to whom was referred Senate bill No. 215, A bill to be entitled "An Act to fix and define the limitation of time wherein suits for taxes may be brought and to declare that taxes for the recovery of which suit is not brought within such time shall be conclusively presumed to have been paid and to forbid any action therefor, and to repeal all laws and parts of laws in conflict herewith,"

Have had the same under consideration, and we, a minority of your committee beg leave to report the same back to the Senate with the recommendation that it do not pass.

WATSON.
LATTIMORE.

Committee Room,
Austin, Texas, February 10, 1913.

Sir: Your Judiciary Committee No. 1, to whom was referred

Sir: Your Committee on Judiciary No. 1, to whom was referred

Senate bill No. 138, A bill to be entitled "An Act to amend Article 2857 of Chapter 16 of the Revised Statutes of the State of Texas, as adopted by the Thirty-second Legislature of Texas, and adding thereto Article 2857a, and declaring an emergency,"

Have had the same under consideration and I am instructed to report the same back to the Senate with the recommendation that it do pass.

CARTER, Acting Chairman.

Committee Room,
Austin, Texas, February 8, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Judiciary Committee No. 1, to whom was referred

Senate bill No. 117. A bill to be entitled

"An Act amending Article 2386, Revised Statutes 1911, and providing seal for justice court, and adding Article 2386a,"

Have had the same under consideration and I am instructed to report same back to the Senate with ther ecommendation that it do pass.

CARTER, Acting Chairman.

Committee Room,
Austin, Texas, February 8, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Judiciary Committee No. 1, to whom was referred

Senate bill No. 170, A bill to be entitled "An Act to amend Article 7695 and 7697, Title 126, Revised Statutes 1911,"

Have had the same under consideration and I am instructed to report same back to the Senate with the recommendation that it do pass.

CARTER, Acting Chairman.

Committee Room,
Austin, Texas, February 8, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Judiciary Committee No. 1, to whom was referred

Senate bill No. 238, A bill to be entitled "An Act to validate all instruments proved or acknowledged before any woman who was commissioned as a notary public, and making all such instruments admissible as testimony, and declaring an emergency,"

Have had the same under consideration and I am instructed to report same back to the Senate with the recommendation that it do pass.

CARTER, Acting Chairman.

Committee Room,
Austin, Texas, February 10, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Judiciary Committee No. 1, to whom was referred

Senate bill No. 145, A bill to be entitled "An Act to amend Article 7057 of the Revised Civil Statutes of the State of Texas, 1911, as to the salary of the Chief Justice of the Supreme Court and the Court of Criminal Appeals, and the several justices thereof,"

Have had the same under consideration, and I am instructed to report same back to the Senate with the recommendation that it do pass.

CARTER, Acting Chairman.

Committee Room.

Austin, Texas, February 8, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Judiciary Committee No. 1, to whom was referred

Senate bill No. 171, A bill to be entitled "An Act to amend Articles 3247 and 3248, Title 52 of the Revised Statutes of 1911,"

Have had the same under consideration and I am instructed to report same back to the Senate with the recommendation that it do pass.

CARTER, Acting Chairman.

Committee Room.

Austin, Texas, February 8, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Judiciary Committee No. 1, to whom was referred

Senate bill No. 118, A bill to be entitled "An Act to amend Article 3878, Title 58, Revised Statutes, 1911,"

Have had the same under consideration, and I am instructed to report same back to the Senate with the recommendation that it do pass.

CARTER, Acting Chairman.

Committee Room,

Austin, Texas, February 8, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Judiciary Committee No. 1, to whom was referred

Senate bill No. 141, A bill to be entitled "An Act to amend Articles 7733, 7740, 7743 and 7744, of the Revised Civil Statutes of the State of Texas, adopted at the regular session of the Thirty-second Legislature, and to prescribe what the pleadings of plaintiff and defendant in cases of trespass to try title shall contain, and to fix a time for demanding and filing abstracts of title, and declaring an emergency,"

Have had the same under consideration and I am instructed to report same back to the Senate with the recommendation that it do pass.

CARTER, Acting Chairman.

Committee Room,

Austin, Texas, February 10, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Judiciary Committee No. 1, to whom was referred

Senate bill No. 217, A bill to be entitled "An Act to amend Article 1677 of Chapter 1, Title 34, of the Revised Civil Statutes of the State of Texas, 1911, pro-

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viding for the record to be made where special judge is agreed upon or appointed, and declaring an emergency,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass.

CARTER, Acting Chairman.

Committee Room,

Austin, Texas, February 10, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Judiciary Committee No. 1, to whom was referred

Senate bill No. 105, A bill to be entitled "An Act to provide for the submission of specific issues of fact by the court to the jury on the trial of civil suits upon motion in writing by any party to such suit whenever the trial court shall be of the opinion that the jury should be instructed to render a verdict for or against any party or to any particular effect; and providing that a finding of the jury upon any issue of fact shall be binding upon the trial court and upon other courts to which appeal or writ of error may be prosecuted, unless there be no evidence to support such finding,"

Have had the same under consideration and I am instructed to report the same back to the Senate with the recommendation that it do pass.

CARTER, Acting Chairman.

Committee Room,

Austin, Texas, February 10, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Judiciary Committee No. 1, to whom was referred

Senate bill No. 214, A bill to be entitled "An Act to require that all agreements to extend the time of payment of promissory notes or other written obligations to pay money to be valid shall be in writing and signed by the payee or other holder or owner of such promissory note or other written obligations to pay money, and declaring an emergency,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass.

CARTER, Acting Chairman.

Committee Room,

Austin, Texas, February 10, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Judiciary Committee No. 1, to whom was referred

Senate bill No. 258, A bill to be entitled

"An Act to amend Article 6268, Chapter 2, Title 105, Revised Statutes, 1911, authorizing the acknowledgment of the application by any officer in the county authorized to administer oaths,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass.

CARTER, Acting Chairman.

Committee Room,

Austin, Texas, February 10, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Judiciary Committee No. 1, to whom was referred

Senate bill No. 134, A bill to be entitled "An Act to amend Article 1830, Title 37, Revised Statutes, 1911, by striking out exception 4, and adding in lieu thereof the following, "Where there are two or more defendants residing in different counties in which case the suit may be brought in any county where any one of the defendants reside; provided, that the transfer or assignment of any note or chose of action shall not give any subsequent holder the right to institute suit on any such note or chose of action in any other county or justice precinct in which such suit could have been prosecuted if no assignment or transfer had been made,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass.

CARTER, Acting Chairman.

Committee Room,

Austin, Texas, February 6, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Agricultural Affairs, to whom was referred

Senate bill No. 202, A bill to be entitled "An Act to provide for an agricultural exhibit at the Panama-Pacific Exposition, making an appropriation therefor, and declaring an emergency,"

Have had the same under consideration, and I am instructed to report same back to the Senate with the recommendation that it do pass.

ASTIN, Chairman.

Committee Room,

Austin, Texas, February 10, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

Senate Joint Resolution No. 4, A joint resolution proposing an amendment to Section 52, of Article 3, of the Constitution of this State,

And find the same correctly engrossed.

TAYLOR, Acting Chairman.

Committee Room,

Austin, Texas, February 10, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 273, A bill to be entitled "An Act making appropriation to pay the mileage and per diem of the Presidential Electors of Texas for the year 1913, and declaring an emergency,"

And find the same correctly engrossed.

TAYLOR, Acting Chairman.

Committee Room.

Austin, Texas, February 8, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

Senate Joint Resolution No. 12, To amend Section 1, Article 3, of the Constitution of the State of Texas, so as to give to the people, or reserve to them, the power to propose laws and to enact or reject the same at the polls, and to approve or reject at the polls any act of the Legislature,"

And find the same correctly engrossed.

TAYLOR, Acting Chairman.

Committee Room.

Austin, Texas, February 10, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 74, A bill to be entitled "An Act to amend Section 1, Chapter 103, Acts of the Thirty-second Legislature entitled 'An Act to validate all sales made out of leases of unsurveyed school lands that may have been erroneous by reason of a lack of definiteness of leaseholds and unmarked survey lines, and all sales made on lines of four-section counties, and eight-section counties, and such sales of land as may have been made in four-section county, and other sales in an eight-section county, as may have been erroneous on account of a lack of clearness in the statutes regulating the rights of purchasers in four-section counties and in eight-section

counties are hereby validated and declared to be good sales so far as the probable errors herein mentioned may affect such sales; sales of school lands to actual settlers in such cases as the applicant did settle on the land within the time required by law, but did not file in the General Land Office the affidavit of settlement within the time required by law, but did settle and in person or by legally substituted assignee continue to reside upon the land in good faith, and declaring an emergency,"

And find the same correctly engrossed.

TAYLOR, Acting Chairman.

Committee Room.

Austin, Texas, February 10, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 99, A bill to be entitled "An Act to punish any person who shall, without good cause, wilfully abandon his wife or wilfully neglect or refuse to maintain or provide for her, and to punish every person who shall wilfully abandon his or her minor child or children under the age of 16 years, or who shall wilfully neglect or refuse to maintain or provide for such child or children, prescribing penalties therefor, and declaring an emergency,"

And find the same correctly engrossed.

TAYLOR, Acting Chairman.

Committee Room.

Austin, Texas, February 10, 1913.

Hon. Will H. Mayes, President of the Senate.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 159, A bill to be entitled "An Act to amend Section 116, Chapter 96, Acts of Regular Session of the Thirty-second Legislature, being an act entitled 'An Act to amend Sections 114, 115, 116, 117, 118, 119, 120 and 121 of Chapter 124 of the Acts of the Twenty-ninth Legislature, and Sections 122, 123 and 124 of Chapter 124 of the Acts of the Twenty-ninth Legislature, as amended by Chapter 7 of the Second Called Session of the Thirty-first Legislature, and repealing Sections 105, 106, 107, 108, 109, 110, 125 and 126, Chapter 124 of the Acts of the Twenty-ninth Legislature, and Chapters 68 and 149 of the Acts of the Thirtieth Legislature, relating to teachers' certificates, and declaring an

emergency,' so as to permit the issuance of State first grade certificates to persons who have done certain required work in the junior colleges of Texas,"

And find the same correctly engrossed.

TAYLOR, Acting Chairman.

PETITIONS AND MEMORIALS.

By Senator Townsend:

Notification of a meeting held by the citizens of Crockett, Texas, to protest against the Cotton Belt consolidation bill unless it was so amended as to require the road to build an extension of the Cotton Belt from Kennard, Texas, to Crockett, Texas; also endorsing the King's Highway project and asking for State aid for same.

By Senator Townsend:

Submitting resolutions passed by the Retail Merchants' Association of Jacksonville, Texas, condemning the practice of manufacturers and wholesalers selling direct to consumers, and asking that a sufficient tax be imposed.

By Senator Townsend:

Petition signed by a committee of the Retail Merchants' Association at Jacksonville endorsing the following bills and asking support of same: Bogus Check bill, the Loan Shark bill, the Blue Sky law and Senate bill No. 119 by Murray.

By Senator Townsend:

Petition numerously signed by citizens of Trinity county, Texas, asking support of the Missouri, Kansas and Texas Railway consolidation bill in its original form and without amendments thereto.

By Senator Townsend:

Petition numerously signed by citizens of Ratliff, Texas, asking support of legislation requiring the Eastern Texas Railway to extend their line from Kennard, Texas, to Crockett, Texas.

By Senator Lattimore:

Numerously signed petition by citizens of San Antonio, indorsing the Alamo bill introduced for the Daughters of the Republic of Texas and approving Mrs. Clara Driscoll Sevier's plan for the improvement of the Hugo-Schmeltzer lot.

By Senator Nugent:

Petition signed by officers and faculty of the Normangee Public Schools of Normangee, Texas, indorsing the following measures of legislation:

First. Longer terms for the governing board of State institutions.

Second. Professional supervision of schools for all counties of 2,000 or more scholastic population; grouping of counties having less than 2,000 population; removal of the selection of the county superintendent from politics.

Third. Removal of the maximum local tax rate of 50 cents on the \$100.

Fourth. Direct tax for the support of the higher institutions of learning.

By Senator Cowell:

Petition unanimously signed asking support of Senate bill No. 27 and House bill No. 20, prohibiting the peddling of medicine.

By Senator Westbrook:

Numerously signed petition by citizens of Wolfe City, Texas, and community, asking support in behalf of an effort to exclude interurban railroads from the provisions of House bills 67 and 114.

By Senator Bailey:

Petition signed numerously by the working girls of Houston, Texas, asking for support of the 54-hour law regulating the work hours of the women wage-earners of the State.

By Lieutenant Governor Will H. Mayes and Senator Astin:

Conveying resolutions passed by the Tom Green County Union, No. 159, of F. E. and C. U., protesting against depriving the Agricultural and Mechanical College of the feed control and revenue derived therefrom.

By Lieutenant Governor Will H. Mayes:

Telegram from Evergreen Lodge, Brotherhood of Railroad Trainmen, urgently requesting the use of all efforts to secure passage of full crew and hospital bills.

By Senators Conner, Terrell, Watson, Taylor, Nugent and Morrow:

Numerous telegrams and letters numerously signed by citizens of various Texas communities protesting against the passage of the "full crew" bill.

By Senator Nugent:

Letter signed by Pecos Commercial Club, R. M. Harkey, secretary, protesting against legislation which in effect would place Congressman Wm. R. Smith of the Sixteenth District in a district where he is not known.

By Senator Nugent:

Petition signed numerously by citizens and members of the bar of Grimes county, protesting against the passage of House bill No. 36, changing the time of holding court in Grimes county.

By Senator Nugent:

Communication from the Deutsch-Texanischer Staatsverband of San Antonio, protesting against the passage of the Kennedy bill in the House, and the Lattimore bill in the Senate, and other measures that will limit the privileges of bona fide social clubs.

TWENTY-SECOND DAY.

Senate Chamber,

Austin, Texas,

Tuesday, February 11, 1913.

The Senate met pursuant to adjournment and was called to order by Lieutenant Governor Will H. Mayes.

Roll call, a quorum being present, the following Senators answering to their names:

Astin.	Murray.
Bailey.	Nugent.
Collins.	Paulus.
Conner.	Real.
Cowell.	Taylor.
Darwin.	Terrell.
Gibson.	Townsend.
Greer.	Vaughan.
Hudspeth.	Warren.
Johnson.	Watson.
Kauffman.	Weinert.
Lattimore.	Westbrook.
McGregor.	Wiley.
McNealus.	Willacy.
Morrow.	

Absent.

Brelsford.

Absent—Excused.

Carter.

Prayer by the Chaplain, Rev. H. M. Sears.

Pending the reading of the Journal of yesterday the same was dispensed with on motion of Senator Weinert.

(See Appendix for standing committee reports and petitions and memorials.)

SENATE BILLS NOS. 166 AND 179 MADE SPECIAL ORDER.

Senator Morrow moved that Senate bills Nos. 166 and 179 be made a special